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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Stephen Edward LUMMES et al.

Group Art Unit: 2859

Application No.: 10/527,330

Examiner: Y. GUADALUPE

Filed: March 10, 2005

Docket No.: 123119

For: TOUCH PROBE

REQUEST FOR RECONSIDERATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the February 9, 2007 Office Action, reconsideration of the rejections is respectfully requested in light of the following remarks.

Claims 1-13 are pending. In view of at least the following, reconsideration and allowance are respectfully requested.

I. Claim Rejection under 35 U.S.C. § 102

The Office Action rejects claims 1-5, 7 and 13 under 35 U.S.C. § 102(b) over U.S. Patent No. 5,212,872 (Spivey). This rejection is respectfully traversed.

Applicants respectfully submit that the Office Action has given Spivey a "new interpretation" which, as discussed below, would be inconsistent with how the applied reference would be read by a person of ordinary skill in the art.

Spivey is directed to a mechanism for connecting one end of a shank (item 12 of Fig. 1) to the end of a measurement probe (item 10 of Fig. 1). This general arrangement is clearly shown in Fig. 1 of Spivey and the mechanisms for coupling the shank and probe body